

**Prepared by and Return to:**

✓  
**Scott R. Hendrix, Esq., MSB #10680**  
**Mitchell, McNutt & Sams, P.A.**  
**P.O. Box 7120**  
**Tupelo, MS 388020**  
**(662) 842-3871**

**INDEXING INSTRUCTIONS:** Lot 10, Cardiff Gardens Subdivision, situated in Section 5, Township 2 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 80, Page 25, in the office Chancery Clerk of DeSoto County, Mississippi.

**TRUSTEE'S DEED**

**GRANTOR:**

Scott R. Hendrix, Trustee  
Renasant Bank  
P. O. Box 7120  
Tupelo, MS 38802-7120  
662-842-3871

TO:

**GRANTEE:**

Renasant Bank  
P. O. Box 709  
Tupelo, MS 38802  
662-680-1001

This indenture entered into on this the 10th day of June, 2011, by and between Scott R. Hendrix, as Trustee of the First Part, and Renasant Bank as Grantee of the Second Part;

WHEREAS, on the 8th day of November, 2007, Anthony M. Malenky and Judy D. Malenky executed and delivered a certain Deed of Trust unto Scott R. Hendrix, Trustee, Renasant Bank, beneficiary, to secure an indebtedness therein described which Deed of Trust is recorded in Book 2820, Page 539, of the land records on file in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, on the 20th day of April, 2010, Anthony M. Malenky and Judy D. Malenky executed and delivered a certain Deed of Trust unto Scott R. Hendrix, Trustee, Renasant Bank, beneficiary, to secure an indebtedness therein described which Deed of Trust is recorded in Book 3185, Page 430, of the land records on file in the office of the Chancery Clerk of DeSoto County, Mississippi, and which Deed of Trust is taken as a renewal and extension of and not in cancellation of a previous Deed of Trust dated November 8, 2007 as recorded in Book 2820, Page 539 in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, default having been made in the performance of the conditions of said Deeds of Trust in the payment of the said indebtedness as it became due; and

WHEREAS, the entire indebtedness secured thereby having been declared due and payable; and

WHEREAS, the undersigned having been directed to execute the trust therein contained and to sell the real property under the provisions of said Deeds of Trust for the purpose of raising said secured and unpaid indebtedness, including Attorney's fees; and

WHEREAS, that in default of the payment of certain indebtedness due by Anthony M. Malenky and Judy D. Malenky, to Renasant Bank and secured by said Deeds of Trust conveying the property hereinafter described, the undersigned as Trustee aforesaid, in pursuance of the provisions of said Deeds of Trust did, on the 16th day of May, 2011, proceed to advertise said property for sale as directed in said Deeds of Trust by publishing notice of sale for three consecutive weeks preceding such sale, in the DeSoto Times-Tribune, a newspaper published in Hernando, Mississippi, such publications being on, May 19, 26, June 2, 9, 2011, proof of publication being attached hereto and marked Exhibit "A", and by posting notice of sale at the DeSoto County Courthouse in Hernando, Mississippi, and fixing the 10th day of June, 2011, for the time and the DeSoto County Courthouse, Hernando, Mississippi, for the place of making said sale, and thereupon on the 10th day of June, 2011, at the place aforesaid, within legal hours, I, as Trustee aforesaid, did offer for sale for cash the following described property embraced in said Deed of Trust, to wit:

Lot 10, Cardiff Gardens Subdivision, situated in Section 5, Township 2 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 80, Page 25, in the office Chancery Clerk of DeSoto County, Mississippi.

And thereupon Renasant Bank bid for the same the sum of Three Hundred Ten Thousand Five Hundred Dollars (\$310,500.00) for the above referenced property, which being the highest and last bid therefor, the same was struck off to Renasant Bank, who was declared the purchaser of the property described herein.

Therefore, in consideration of premises and the payment of the sum of \$310,500.00, the receipt of which is hereby acknowledged, I hereby sell and convey to Renasant Bank said property so sold as aforesaid.

**This sale is made by me as Trustee only and without warranty of any kind whatsoever.**

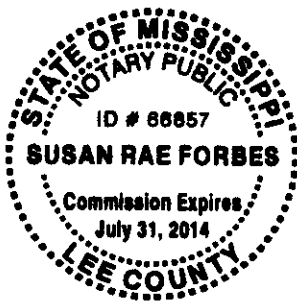
WITNESS MY SIGNATURE this, the 10<sup>th</sup> day of June, 2011.

Scott R. Hendrix, Trustee

STATE OF MISSISSIPPI  
COUNTY OF LEE

This day personally appeared before me, the undersigned authority in and for the county and state aforesaid, Scott R. Hendrix, who acknowledged that he signed and delivered the above and foregoing Trustee's Deed on the day and year therein mentioned as his own act and deed.

Given under my hand and seal this, the 10<sup>th</sup> day of June, 2011.



Susan Rae Forbes  
Notary Public

# DESOTO TIMES-TRIBUNE

## PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI  
COUNTY OF DESOTO

**Diane Smith** personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times-Tribune, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 4 consecutive times, as follows, to-wit:

### TRUSTEE'S SALE NOTICE

WHEREAS, on the 8th day of November, 2007, Anthony M. Malenky and Judy D. Malenky executed and delivered a certain Deed of Trust unto Scott R. Hendrix, Trustee, Renaissance Bank, beneficiary, to secure an indebtedness therein described which Deed of Trust is recorded in Book 2820, Page 538, of the land records on file in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, on the 20th day of April, 2010, Anthony M. Malenky and Judy D. Malenky executed and delivered a certain Deed of Trust unto Scott R. Hendrix, Trustee, Renaissance Bank, beneficiary, to secure an indebtedness therein described which Deed of Trust is recorded in Book 3185, Page 430, of the land records on file in the office of the Chancery Clerk of DeSoto County, Mississippi, and which Deed of Trust is taken as a renewal and extension of and not in cancellation of a previous Deed of Trust dated November 8, 2007 as recorded in Book 2820, Page 538 in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, default has been made in the payment of the indebtedness secured by said Deeds of Trust, which default continues, and Renaissance Bank, the legal holder of the notes secured by said Deeds of Trust, having requested the undersigned to sell the property described hereinafter for the purpose of satisfying the indebtedness and costs of sale.

NOW, THEREFORE, notice is hereby given that I, the undersigned Trustee, will on the 18th day of June, 2011, at the East front door of the DeSoto County Courthouse in Hernando, Mississippi, within legal hours, offer for sale, at public outcry, to the highest bidder for cash, the following described property in DeSoto County, Mississippi, to-wit:

Lot 10, Cardiff Gardens Subdivision, situated in Section 5, Township 2 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 80, Page 25, in the office Chancery Clerk of DeSoto County, Mississippi.

Such title will be conveyed as is vested in me as Trustee aforesaid without warranty of any kind.

This, the 18th day of May, 2011.

/s/ Scott R. Hendrix

Scott R. Hendrix, Trustee

PUBLISH: May 19, 26, June 2, 9, 2011.

Volume No. 116 on the 19 day of April, 2011

Volume No. 116 on the 26 day of April, 2011

Volume No. 116 on the 2 day of May, 2011

Volume No. 116 on the 9 day of May, 2011

Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2011

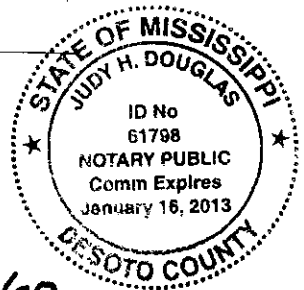
Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2011

*Diane Smith*

Sworn to and subscribed before me, this 9 day of May, 2011

BY *Judy Douglas*

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES: JANUARY 16, 2013  
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



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TOTAL PUBLISHER'S FEE: \$ 159.24

445 Hwy. 51 South, Hernando, MS 38632 • 662.429.6397 • Fax: 662.429.5229

EXHIBIT

"A"

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